

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

**THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR**

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

WP(Crl.).No. 67 of 2007(S)

PETITIONER:

**SAWANA HUSSAIN,
D/O MUHAMMED HUSSAIN UBAIDULLA, RESIDING AT
WHITE STAR, NAYANMARMOOLA, P.O.VIDYA NAGAR,
ITI ROAD, KASARAGOD DISTRICT.**

**BY ADV. SRI.K.V.SOHAN
SMT.SREEJA SOHAN.K.
SMT.SANJANA R.NAIR**

RESPONDENTS:

**1. DR.JESLY, S/O C.P.HAMZA,
MEDICAL PRACTITIONER,
RESIDING AT 'OASIS', EDAKKAD P.O.,
KANNUR DISTRICT.**

**2. THE SUB INSPECTOR OF POLICE,
EDAKKAD POLICE STATION,
KANNUR DISTRICT.**

**BY GOVT.PLEADER SRI.P.A.SALIM
ADV.SRI.PHILIP J. VETTIKAD FOR RESPONDENTS**

**THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD
ON 02/04/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

J.B. KOSHY and T.R.RAMACHANDRAN NAIR, JJ.

W.P.(Crl.) No. 67 of 2007 - S

Dated this the 2nd day of April, 2007

Judgment

Koshy, J.

This is a petition for production of a child. According to the petitioner, the child was forcibly taken. Learned counsel for the first respondent submitted that they have already approached the Family Court. In the Family Court there is an order of interim custody with the father. It is for the petitioner to approach the Family Court and get the order vacated. Without prejudice to the remedies of the petitioner in the Family Court, this writ petition is dismissed.

**J.B.KOSHY
JUDGE**

**T.R.RAMACHANDRAN NAIR
JUDGE**

vaa

**J.B. KOSHY AND
T.R.RAMACHANDRAN NAIR, JJ.**

W.P. (Crl.) No.67/2007 S

Judgment

Dated:2nd April, 2007